

July 30, 2021

**VIA ELECTRONIC SUBMISSION**

Regional Freedom of Information Officer  
U.S. EPA, Region 6  
1445 Ross Avenue (ORC-DF)  
Dallas, TX 75202-2733

**Re: Freedom of Information Act Request Pursuant to 5 U.S.C. § 552 re Ethylene  
Oxide-Emitting Facilities**

Dear FOIA Officers:

In accordance with the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552, and 40 C.F.R. § 2.1 *et seq.*, I hereby request the following records in the custody or possession of the U.S. Environmental Protection Agency (“EPA” or the “Agency”), including those in the custody or possession of EPA Region 6 (“Region 6”):

1. Any and all documents (including but not limited to memoranda, correspondence, communications, emails, texts, notes of conversations or meetings, or similar documents) to, from, among, between, or prepared by EPA or Region 6 which relate to:
  - a. the memorandum titled “Results of the Risk Assessment of Ethylene Oxide Emitting Facilities in Texas and Louisiana” issued on July 8, 2021 (the “Risk Assessment”)<sup>1</sup>;
  - b. communications which have occurred, are scheduled to occur or otherwise anticipated in response to the April 2021 Office of the Inspector General Report regarding risk communication surrounding ethylene oxide emitting facilities; and

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<sup>1</sup> <https://www.epa.gov/system/files/documents/2021-07/region-6-risk-assessment-of-ethylene-oxide-emitting-facilities-in-texas-and-louisian-jul-8-2021.pdf>

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- c. additional priorities, actions, or plans for future analyses or risk assessments of ethylene oxide-emitting sites.

Please contact me directly by email at [mschneider@bdlaw.com](mailto:mschneider@bdlaw.com) or by phone at (202) 789-6079 with any questions. I understand that I may be charged for this service and I agree to tender the total cost of production upon receipt of cost detail.

If all or any part of this request is denied, I request that I be provided with a written statement of the grounds for the denial. If you determine that some portions of the requested records are exempt from disclosure, please provide me with the portions that can be disclosed. I further agree to accept production of records on a rolling basis as they become available. I look forward to receiving records promptly and, in any event, in accordance with FOIA. If you have any questions regarding this request, please do not hesitate to contact me.

My email address for responsive records is [mschneider@bdlaw.com](mailto:mschneider@bdlaw.com). I would prefer that all documents be provided electronically and can provide a file transfer site if that would facilitate delivery of the documents. Thank you for your prompt attention to this matter.

Sincerely,



Matthew D. Schneider